IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

WRIT PETITION NO.8193 OF 2004

Jaiprakash Kailashnath Upadhyay, .. Petitioner

Vs

Adishakti Hindi Prachar Samiti.. .. Respondent.

Mr.N.R.Bubna, for the petitioner.

CORAM : D.B.BHOSALE,J.

DATE : 19th October, 2004.

PC:

1. Heard Mr Bubna, learned counsel for the petitioner. Mr.Bubna, submits that in view of the orders passed by the Courts below, the Grievance Committee, which is seized of the issue of petitioner's termination, is not proceeding with the hearing of the appeal.

2. This writ petition, which challenges the concurrent findings recorded by the Courts below allowing Exhibit-5-application and thereby restraining the petitioner from disturbing with the functioning of the School, can be conveniently disposed of by the following order.

(i) The Grievance Committee will endeavour to decide the Appeal bearing No.34

of 2003 filed by the petitioner as expeditiously as possible and preferably within a period of three months from the date of receipt of this order. The petitioner to communicate this order to the concerned Grievance Committee within four weeks from today. If the petitioner succeeds in the appeal, it is open for him to apply for appropriate relief in R.C.S.No.531 of 2003. If such application is filed, same may be considered on merits in accordance with law and subject to the rights of the institution to challenge the order of the Grievance Committee in appropriate proceedings.

(ii) The writ petition is disposed of.

(D.B.BHOSALE, J.)